

## RECORD OF ORDINANCES

Resolution  
Ordinance No. 2020-39Passed May 20, 2020

SPONSOR: FINANCE COMMITTEE

A RESOLUTION ADOPTING THE PLAN UNDER THE OHIO PUBLIC EMPLOYEES DEFERRED COMPENSATION PROGRAM ADMINISTERED BY THE OHIO PUBLIC EMPLOYEES DEFERRED COMPENSATION BOARD FOR PARTICIPATION BY “ELIGIBLE EMPLOYEES,” AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code Section 148 (the “Enabling Statute”) creates the Ohio Public Employees Deferred Compensation Board (the “Board”) and establishes the Ohio Public Employees Deferred Compensation Program (the “Program”) and a copy of the uniform Plan Document for the Program has been provided to the appropriate officers of the Village of Mogadore; and,

WHEREAS, the Village of Mogadore is an employer of “Eligible Employee(s)” (as defined by Ohio Revised Code Section 148.01(A)(1)), and thereby may adopt a Plan under the Program; and,

WHEREAS, the Village of Mogadore desires to or is required to adopt the Plan under the Program for participation by “eligible employees.”

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Summit and Portage, State of Ohio that:

Section 1: The Village of Mogadore hereby adopts the Plan under the Program, and shall properly contract with any Eligible Employee who desires to participate in the Plan. The Village of Mogadore’s Plan shall be the uniform Plan as promulgated by and as amended from time to time by the Board.

Section 2: The Board is hereby authorized to administer the Plan under the Program, and to do all things necessary or proper for the administration of the Plan, consistent with the Enabling Statutes and all the Rules and Regulations promulgated by the Board, whether by the Ohio Administration Code or otherwise, and consistent with the Adoption Agreement executed by the Village of Mogadore.

Section 3: That Clerk-Treasurer is hereby appointed the Responsible Official who is authorized and directed by the Governing Body to execute the Adoption Agreement.

Section 4: Consistent with the Adoption Agreement and the Rules and Regulations promulgated by the Board, the proper officials, officers, employees, and agents of the Village of Mogadore are authorized to provide the Board with any information it may properly require for the administration of the Plan under the Program.

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Section 5: That it is found and determined that all formal actions of the Council relating to the adoption of this Ordinance were taken in a duly noticed virtual, open meeting of this Council and that all deliberations which resulted in formal action were taken in meetings open to the public, in full compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code and HB 197 during the state-declared COVID-19 emergency.

Section 6: This Resolution is declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience, and welfare of the Village of Mogadore and the inhabitants thereof. This Resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

Michael Raddish 5-20-20  
President of Council Date

[Signature] 5-21-20  
Mayor Date

Attest:

[Signature]  
Clerk – Treasurer